

SENATE JUDICIARY COMMITTEE AMENDMENT NO. 2 by Gilbert

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 0653

House Bill No. 0406

by deleting subdivision (a)(6) of designated § 36-1-130 of Section 1 of Senate Judiciary Committee Amendment No. 1 in its entirety and by substituting instead the following:

(6)(A) If a person files a contact veto in conformity with this part, the contact veto shall, in addition, automatically protect and apply to the person's siblings, lineal descendants and lineal ancestors and any spouses of those persons, but may exclude from such protection and application, by specific reference, any such relatives or spouses where permission is given to the department in writing by the person filing the contact veto.

(B) The restrictions of § 36-1-132 shall apply to the persons enumerated in paragraph (A) or their agents or persons acting on their behalf.

(C) If a person who is contacted pursuant to this part agrees to contact before any other person files a contact veto pursuant to this part, the provisions of paragraph (A) shall not apply to that person.

AND FURTHER AMEND by adding the language "lineal ancestors" before the words "lineal descendants" in subdivision (b)(2) of designated § 36-1-128 of Section 1 of Senate Judiciary Committee Amendment No. 1.

AND FURTHER AMEND by adding the following language as a new subsection (30) to designated § 36-1-102 of Section 1 of Senate Judiciary Committee Amendment No. 1 and by renumbering the following subsections accordingly:

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(30) "Lineal ancestor" means, for purposes of § 36-1-128(b)(2), a grandparent or great-grandparent.

AND FURTHER AMEND by deleting subdivision (c)(4) of designated § 36-1-128 of Section 1 of Senate Judiciary Committee Amendment No. 1 in its entirety and by substituting instead the following language:

(4) Any persons whom the person who files a contact veto wishes to exclude from the application of the contact veto pursuant to § 36-1-130(a)(6)(A);

AND FURTHER AMEND by deleting subsection (a) of designated § 36-1-134 of Section 1 of Senate Judiciary Committee Amendment No. 1 in its entirety and by substituting instead the following language:

(a) Subject to the written direction and consent of the person filing the contact veto and the party requesting the search pursuant to this part, the department of licensed child-placing agency or the licensed clinical social worker shall, in any situation where contact has been sought, transmit between the parties any written, photographic, video, or audio communication, even if no direct contact is permitted or desired.